

DOA: 4/17/2025

UNITED STATES DISTRICT COURT

for the
District of ArizonaUnited States of America
v.
Eduardo Prado Flores
A #221318392

)

Case No.

25-5225MJ

Defendant

CRIMINAL COMPLAINT

I, the complainant in this case, state that the following is true to the best of my knowledge and belief.

Beginning on or about April 15, 2022, and continuing through April 16, 2025, in Maricopa County, in the District of Arizona, the defendant violated Title 8, United States Code, Section 1306(a) (Failure to Register as an Alien), an offense described as follows:

EDUARDO PRADO FLORES, then being an alien required to apply for registration and to be fingerprinted in the United States, did willfully fail or refuse to file an application for such registration, in violation of Title 8, United States Code, Section 1306(a) (Class B Misdemeanor).

I further state that I am a Deportation Officer.

This criminal complaint is based on these facts:

See Attached Statement of Probable Cause Incorporated By Reference Herein

AUTHORIZED BY: AUSA Addison Owen *A.O.*
Digitally signed by
ADDISON OWEN
Date: 2025.04.17
14:34:07 -07'00'
 Continued on the attached sheet.

**JOHN A
BURGER**
Digitally signed by
JOHN A BURGER
Date: 2025.04.17
15:15:44 -07'00'
Complainant's signature

Supervisory Detention and Deportation
Officer John Burger
Department of Homeland Security,
Enforcement and Removal Operations

Deborah M. Fine
Printed name and title
Judge's signature

Sworn to telephonically.

Date: April 17, 2025 *@ 4:14pm*City and state: Phoenix, Arizona

HONORABLE DEBORAH M. FINE
United States Magistrate Judge

Printed name and title

STATEMENT OF PROBABLE CAUSE

I, Deportation Officer John Burger, declare under penalty of perjury that the following is true and correct.

1. I am a Deportation Officer. I have learned the facts recited herein from direct participation in the investigation and from the reports and communications of other agents and officers.
2. EDUARDO PRADO FLORES, hereafter "Defendant", is a twenty-five-year-old alien unlawfully present in the United States. Defendant is a citizen of Mexico.
3. On April 16, 2025, Defendant was contacted by Department of Homeland Security, Enforcement and Removal Operations (ICE/ERO) after being released from jail on Driving Under the Influence charges.
4. Defendant was advised of his constitutional rights. Defendant freely and willingly acknowledged his rights and agreed to provide a statement under oath.
5. Defendant stated he had been in the United States since 2022. Defendant claimed to have entered illegally through Juarez city.
6. Pursuant to Title 8, United States Code (U.S.C.) Section 1302(a), aliens, who are 14 years or older and unlawfully present in the United States without visas or status, are required to apply for registration and to be fingerprinted if they have been in the United States 30 or more days.
7. On April 17, 2025, your affiant checked all databases and confirmed Defendant has never registered or filed any immigration paperwork.
8. Your affiant also learned Defendant was previously return to Mexico from the United

States on several occasions, to include March 29, 2022; April 1, 2022; April 7, 2022, April 9, 2022; and April 14, 2022.

9. In Defendant's written statement provided under oath after he was read his *Miranda* rights, he acknowledged the following:
 - a. He does not have a visa or other immigration paperwork to lawfully enter the United States.
 - b. He knew he needed legal documentation from the United States to enter and he has not filed paperwork with United States immigration service for legal status or permission to be in the United States.
 - c. He had not registered his presence or entry to the United States with immigration service or other United States government agency.
10. For these reasons, this affiant submits that there is probable cause to believe that beginning on or about April 15, 2022 through April 16, 2025, that Defendant, an alien, who is required to register and be fingerprinted pursuant to Title 8 U.S.C. 1302(a), willfully failed to do so, in violation of Title 8, U.S.C. Section 1306(a).

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11. This affidavit was sworn to telephonically before a United States Magistrate Judge legally authorized to administer an oath for this purpose. I have thoroughly reviewed the affidavit and the attachments to it, and attest that there is sufficient evidence to establish probable cause that the defendant violated Title 8, U.S.C., Section 1306(a).

JOHN A Digitally signed by
JOHN A BURGER
Date: 2025.04.17
15:16:36 -07'00'

Supervisory Officer John Burger
Immigration and Customs Enforcement

Sworn to telephonically on
April 17, 2025 @ 4:14 pm

Debra M. Fine
HONORABLE DEBORAH M. FINE
United States Magistrate Judge